IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S) : Hiroyuki NAKANE et al.

REISSUE APPLN. NO. : 09/902,651

REISSUE FILING DATE : July 12, 2001

TITLE : MUTANT PRENYL DIPHOSPHATE SYNTHASE

(AMENDED)

ART UNIT : 1656

EXAMINER : STEADMAN, David J.

DOCKET NO. : 77670/593

MAIL STOP AF

COMMISSIONER FOR PATENTS P.O. Box 1450

Alexandria, VA 22313-1450

NOTICE OF APPEAL

SIR:

Further to the Supplemental Response filed on August 9, 2010, applicants appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner in the final Office Action mailed April 7, 2010.

The Response filed on July 13, 2010 was accompanied by a petition for one-month extension of time. Applicants hereby petition for a 3-month extension of time, with the fees for the second and third months paid now, for extending the response period to October 7, 2010.

Reissue Application Serial No. 09/902,651 Response to April 7, 2010 Office Action Atty. Docket No.: 77670/593

In the event that any additional extension of time is needed to make the filing of this paper timely, applicants petition for an appropriate extension. Any fees that may be required for the filing of this paper can be charged, and any excess fees can be credited, to Deposit Account No. 11-0600.

Respectfully submitted,

Date: October 6, 2010

/King L. Wong/ King L. Wong Registration No. 37,500

KENYON & KENYON LLP 1500 K Street, N.W., Suite 700 Washington, DC 20005 Tel: (202) 220-4200

Fax: (202) 220-4201

Customer No. 23838